

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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Aviva STAHL,

*Plaintiff,*

v.

FEDERAL BUREAU OF PRISONS and  
U.S. DEPARTMENT OF JUSTICE,

*Defendants.*

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No. 19-CV-4142 (BMC)

(Cogan, J.)

ORAL ARGUMENT NOT REQUESTED

**NOTICE OF MOTION FOR SUMMARY JUDGMENT**

**PLEASE TAKE NOTICE** that, on a date and a time to be set by the Court, Defendants the Federal Bureau of Prisons and the United States Department of Justice will move for summary judgment pursuant to Fed. R. Civ. P. 56. In support of said motion, Defendants respectfully submit a Memorandum of Law, a Declaration of James Phelps (with Exhibits A and B), and a Declaration of Erika Fenstermaker (with Exhibits A-E). Defendants will also separately submit to the Court, *ex parte* and under seal, a disk containing the thirteen withheld videotapes at issue in this case, for the Court's *in camera* review, should it so desire.

**PLEASE TAKE FURTHER NOTICE** that, pursuant to the schedule endorsed by the Court on October 25, 2019 (ECF No. 16), Plaintiff shall file her cross-motion and memorandum in opposition by no later than February 10, 2020, with the Government's reply in support of the motion due by February 24, 2019. Defendants do not request oral argument on this motion.

Dated: Brooklyn, New York  
December 20, 2019

RICHARD P. DONOGHUE  
United States Attorney  
Eastern District of New York

By: /s/ {SUBMITTED ELECTRONICALLY}  
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